



State Capitol building based on the exhibit's message or perceived message, which violation is continuing and subject to this declaration prospectively

3. IT IS FURTHER DECLARED, as directed by the Fifth Circuit Court of Appeals, that FFRF is entitled to prospective relief.

4. IT IS FURTHER ORDERED that the Defendants shall allow FFRF's Bill of Rights and Winter Solstice exhibit to be displayed in the Texas State Capitol building, without regard for its message or perceived message.

5. IT IS FURTHER ORDERED that the Defendants are enjoined from excluding, removing or denying FFRF permission to display its Bill of Rights and Winter Solstice exhibit in the Texas State Capitol building on the basis of the exhibit's message or perceived message.

6. IT IS FURTHER DECLARED that the Defendants' "public purpose" standard, codified in 13 Tex. Admin. Code § 111.13(a)(3), is prospectively unenforceable as an unconstitutional prior restraint lacking objective and definite standards to guide state officials in their decision making.

7. IT IS FURTHER ORDERED that FFRF shall recover attorneys' fees and costs, pursuant to 42 U.S.C. § 1988.

Dated this \_\_\_\_\_ day of July, 2020.

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Sam Sparks  
Senior United States District Judge